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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 98-185

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

3. Conflict With or Duplication of Existing Rules

SECTION 58 of 1997 Wisconsin Act 84 lowers the demerit points for convictions relating to operating a motor vehicle while revoked, suspended or disqualified from six points to three. SECTION 1 of the rule effectively lowers the demerit points from six to three for convictions for operating while revoked or suspended by renumbering s. Trans 101.02 (1) (c). However, it appears that current s. Trans 101.02 (1) (d), which assesses six demerit points for operating a commercial motor vehicle while disqualified, may also need to be renumbered so as to effect the apparent legislative intent expressed in SECTION 58 of Act 84 of having those violations subjected to three demerit points. Section Trans 101.02 (1) (d) should be reviewed to determine whether its current placement complies with the intent of Act 84.

5. Clarity, Grammar, Punctuation and Use of Plain Language

In the relating clause of the rule, the term “ss.” before the second reference to “343.32, Stats.” should be changed to “s.”